

**Water Resources Program**  
**Application for Change/Transfer**  
**of Water Right**

For Ecology Use  
(Date Stamp)

12 FEB -2 A8:53

DEPT. OF ECOLOGY  
FIELD OFFICE

**For filing with the Department of Ecology or with  
County Water Conservancy Boards**

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION  
IF FILED WITH THE DEPARTMENT OF ECOLOGY**

(Check all that apply.)

- ☐ Change purpose(s) of use  
☐ Add purpose(s) of use  
☐ Change point(s) of diversion/withdrawal  
☒ Add point(s) of diversion/withdrawal  
☐ Change/transfer place of use  
☐ Other (i.e. consolidation, intertie, trust water)

Explain: Add second point of withdrawal to North Lopez Service Inc.  
Certificate G1-24745C  
Second well source in the same aquifer, San Yak Inc. G1-00701P

**FOR OFFICIAL USE ONLY**

DATE APPLICATION RECEIVED 2-8-12  
CHECK NO. 1655 FEE \$ 50-  
DATE ACCEPTED 2/2/12 BY DP  
CHANGE NO. G1-24745C  
COUNTY San Juan WRIA 2  
SPECIAL AREA \_\_\_\_\_

SEPA: ☐ EXEMPT ☐ NOT EXEMPT

ECY CODING: 001-002-WR10285-000011

APP NO. \_\_\_\_\_ PERMIT NO. \_\_\_\_\_

CERT NO. \_\_\_\_\_ CERT OF CHG NO. \_\_\_\_\_

**\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\***

**1. Applicant Information**

APPLICANT/BUSINESS NAME North Lopez Service Inc. (NLS)	PHONE NO.	FAX NO.
ADDRESS PO Box 232		
CITY Lopez Island	STATE WA	ZIP CODE 98261
CONTACT (IF DIFFERENT FROM ABOVE) Duane Taylor	PHONE NO. 360-468-3998	FAX NO.
ADDRESS 371 Hilltop Way		
CITY Lopez Island	STATE WA	ZIP CODE 98261

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE <b>Private parcels (See Figure 1)</b>	PHONE NO.	FAX NO.
ADDRESS		
CITY	STATE	ZIP CODE

## 2. Water Right Information

WATER RIGHT OR CLAIM NUMBER <b>G1-24745C</b>	RECORDED NAME(S) <b>North Lopez Service, Inc.</b>
DO YOU OWN THE RIGHT TO BE CHANGED? X YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME and ADDRESS: <u>N/A</u>	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? X YES <input type="checkbox"/> NO	

*Please attach copies of any documentation that demonstrates current, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.*

## 3. Point(s) of Diversion/Withdrawal:

### A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well #1 "Willbrook	1	SW	NW	12	35	2W	251223003000	AFL635

### B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
San Yak Inc.	2	SE	SE	02	35	2W	250244003000	AKM734

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: YES X NO      PROPOSED: ☐ YES X NO – IF NO, PROVIDE OWNER(S) NAME: San Juan County Land Bank

*Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.*

## 4. Purpose of Use:

### A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Domestic Community Water Supply	10	16	Year-round

### B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Municipal Water Supply	10	16	Year-round




## 5. Place of Use:

### A. Existing

#### LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

All that portion of Lopez Island lying north of the north section line of Sections 11 and 12, T 35N. R2W, W.M.  
And west of the east line and east line extended of Gov. Lot 5, Section 1, T 35N. R2W, W.M.

(See Figure 1)

1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☐ YES ☒ NO

IF NO, PROVIDE OWNER(S) NAME: Private parcels, see Figure 1

### B. Proposed

#### LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:

All that portion of Lopez Island lying north of the north section line of Sections 11 and 12, T 35N. R2W, W.M.  
And west of the east line and east line extended of Gov. Lot 5, Section 1, T 35N. R2W, W.M.

(See Figure 1)

1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? ☐ YES ☒ NO

IF NO, PROVIDE OWNER(S) NAME: Private parcels, see Figure 1

*Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.*

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?

X ES X NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): G1-0071P (to be combined)

## 6. Remarks and Other Relevant Information:

Proposed Place of Use is identical to existing. Existing NLS water use and plans for a unified water system to serve this area are outlined in the NLS Water System Plan (WSP), attached.

Water Right Permits and Certificates are included in the attached WSP, Appendix E.

Well logs and pump test results for the two wells are included in the attached WSP, Appendix G.

Background: The San Yak Inc. well and associated Water Right Permit was developed to serve the Promontory Pointe subdivision within the NLS Place of use. The subdivision and lease of the well including easements were sold and transferred to the SJC Land Bank in 1998. The Department of Natural Resources, owners of the land with the San Yak Inc. well and easements required that the well and easements be



purchased to prepare for transfer of the property to San Juan County. SJC Land Bank agreed to purchase the well and Water Right to later resell to NLS for the public good NLS intends to purchase the well and easements from SJC Land Bank as part of the planned water system upgrade and unification effort in est. 2013. See letter of intent, Appendix H. These easements are attached.

Existing Water Rights are more than adequate if the wells can be demonstrated to share the same aquifer. To this end, we set accurate elevation benchmarks near the two wells and leveled from these to the well measurement points. Datum is NAVD 88, consistent with ongoing monitoring and modeling being done by Pacific Groundwater Group, SJC Heath and the Department of Ecology (DOE). To obtain Benchmark elevations, we used a Leica Smartrod (ATX-1230 pole) GPS unit. Because we could not get a cell link, we used a 20 minute rapid static occupancy. Duane Taylor and Tim Clark ran level loops from each benchmark to the respective well measurement points.

Static Water Level measurements between the two wells indicate that the wells, separated by 3280 feet have SWL elevations within 0.1 feet of one another. We believe they share the same aquifer, a conclusion shared by Doug Kelly, a consultant with Pacific Groundwater Group, assembling a hydrologic model for San Juan County of the north end of Lopez Island.

IF FOR SEASONAL OR TEMPORARY, START DATE \_\_\_\_/\_\_\_\_/\_\_\_\_ END DATE \_\_\_\_/\_\_\_\_/\_\_\_\_

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.

## 7. Signatures:

*I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.*

Bob Dunn, President  
Applicant Printed Name - Title

Bob Dunn  
Applicant Signature

1/27/2012  
(Date)

Bob Dunn  
Water Right Holder Printed Name

Bob Dunn  
Water Right Holder Signature

1/27/2012  
(Date)

Bob Dunn  
Land Owner of Existing Place of Use Printed Name

Bob Dunn  
Land Owner of Existing Place of Use Signature

1/27/2012  
(Date)

Bob Dunn  
Land Owner of Proposed Place of Use and Water Right Permit  
Printed Name

Bob Dunn  
Land Owner of Proposed Place of Use and WR Permit  
Signature

1/27/2012  
(Date)

Please check the region in which the project is located:

<b>*Submit your application to:</b>  DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611	<input type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490	<input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400
	<input checked="" type="checkbox"/> Northwest Regional Office 3190 – 160 <sup>th</sup> Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	<input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300

<b>WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):</b>	
<input type="checkbox"/> APPLICATION FEE NOT ENCLOSED	<input type="checkbox"/> MAP NOT INCLUDED or INCOMPLETE
<input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED	<input type="checkbox"/> SECTION _____ IS INCOMPLETE
<input type="checkbox"/> OTHER/EXPLANATION: _____	
<b>STAFF:</b> _____ <b>DATE:</b> ____/____/____	



North Lopez Service, Inc.  
PO Box 232  
Lopez Island, WA 98261

## Letter of Intent

The purpose of this document is to assert the intent of North Lopez Service, Inc. (NLS) to purchase a parcel of approximately 3-acres located on State School Trust Lands situated at Government Lot 6, Section 2, Township 35 North, Range 2 West W.M., the location of which is shown on Plat No. 53682, filed in the office of the Commissioner of Public Lands at Olympia, Washington, a reduction of which is attached as Exhibit A. The parcel surrounds and provides access to a water well and pump house, sanitary control area and access corridor for the connecting pipeline and related utilities.

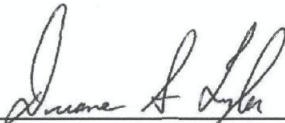
North Lopez Service, Inc. (NLS) has begun a process to consolidate, upgrade and expand four water systems on Upright Head, Lopez Island and needs an additional source of water for its proposed project. The San Juan County Land Bank (Land Bank) has been working with NLS in this effort as properties and infrastructure owned by the Land Bank are affected by this project. It is understood by both parties that they will work toward the consolidation of the water systems at Upright Head, which would likely include a transferral of the ownership of the Land Bank's water tank and associated piping to NLS, and that the Land Bank would be compensated by an access easement to the lot adjoining the water tank, power to that lot, and three water shares in the consolidated water system.

Washington State Department of Natural Resources owns the property described above and proposes to sell it to the Land Bank for Forty-Thousand Dollars (\$40,000.00) as a sub-part of a County sponsored initiative to expand Odlin Park.

NLS proposes to purchase the parcel for Forty-Thousand Dollars (\$40,000.00) from the Land Bank when major funding has been acquired for the proposed water system project.

The NLS Board of Directors met and voted unanimously to approve this action May 15. A copy of the Board meeting minutes is attached as Exhibit B.

Signed this 2<sup>nd</sup> Day of June, 2011.



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Duane S. Taylor for Bob Dunn, President